

IC 14-20-4

Chapter 4. New Harmony Commission

IC 14-20-4-1

"Commission" defined

Sec. 1. As used in this chapter, "commission" refers to the New Harmony commission established by this chapter.

As added by P.L.1-1995, SEC.13.

IC 14-20-4-2

Establishment of commission

Sec. 2. The New Harmony commission is established.

As added by P.L.1-1995, SEC.13.

IC 14-20-4-3

Members

Sec. 3. (a) The commission is composed of nine (9) members as follows:

- (1) The lieutenant governor or the lieutenant governor's designee.
- (2) The director or the director's designee.
- (3) One (1) individual who must be an elected officer of the New Harmony town legislative body.
- (4) One (1) individual who must be a representative of the University of Southern Indiana.
- (5) One (1) individual who must be a representative of the Robert Lee Blaffer Trust nominated by the trustees of the Robert Lee Blaffer Trust.
- (6) Four (4) other individuals, at least two (2) of whom must be residents of Posey County.

(b) The governor shall appoint the members of the commission under subsection (a)(3) through (a)(6).

As added by P.L.1-1995, SEC.13.

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Terms of members

Sec. 4. The terms of the appointed members of the commission are as follows:

- (1) The term of the member who is an officer of the New Harmony town legislative body expires when the member's term as an officer terminates.
- (2) The terms of the other six (6) appointed members begin on July 1 of certain years and continue for four (4) years. The governor shall stagger the terms beginning July 1, 1995, so that at least one (1) term begins each year and not more than two (2) terms begin in alternate years.

As added by P.L.1-1995, SEC.13.

IC 14-20-4-5

Filling of vacancies

Sec. 5. A vacancy on the commission shall be filled for the

unexpired term in the same manner as appointments are made.
As added by P.L.1-1995, SEC.13.

IC 14-20-4-6

General assembly members deemed nonvoting members of commission

Sec. 6. The members of the general assembly representing Posey County and Vanderburgh County are considered members of the commission for all purposes, except voting.

As added by P.L.1-1995, SEC.13.

IC 14-20-4-7

Chairman

Sec. 7. The governor shall appoint the chairman of the commission from the membership of the commission. The chairman serves at the pleasure of the governor.

As added by P.L.1-1995, SEC.13.

IC 14-20-4-8

Meetings

Sec. 8. The commission shall meet at least four (4) times each year.

As added by P.L.1-1995, SEC.13.

IC 14-20-4-9

Quorum

Sec. 9. Five (5) voting members constitute a quorum at a meeting of the commission.

As added by P.L.1-1995, SEC.13.

IC 14-20-4-10

Duties of commission

Sec. 10. The commission shall do the following:

- (1) Recommend legislation to do the following:
 - (A) Protect the area from the environmental degradation.
 - (B) Assure development of the historic, scenic, aesthetically pleasing, cultural, educational, and recreational nature of the community.
- (2) Conduct a survey of New Harmony memorabilia that is in existence and establish a plan for restoring the memorabilia to the community.
- (3) Conduct other activities that are necessary for promotion and enhancement of the area of New Harmony.
- (4) Cooperate with the department and Indiana department of transportation on recommending access and egress from New Harmony.

As added by P.L.1-1995, SEC.13.

IC 14-20-4-11

Nonprofit corporation

Sec. 11. (a) The commission may recommend the creation or

establishment of a nonprofit corporation under IC 23-17 that is:

- (1) tax free; and
- (2) historically oriented;

to assist in the development, preservation, and maintenance of New Harmony.

(b) If a corporation is formed under subsection (a), the corporation shall:

- (1) operate exclusively for the benefit of;
- (2) perform the functions of; and
- (3) carry out the purposes of;

the commission.

As added by P.L.1-1995, SEC.13.

IC 14-20-4-12

Quarterly reports

Sec. 12. A corporation established under section 11 of this chapter shall submit to the commission quarterly reports of the corporation's activities during the period. The reports must include the following:

- (1) A record of the following:
 - (A) All money or other thing of value received by the corporation as a donation, gift, devise, or bequest.
 - (B) The conditions attached to the donation, gift, devise, or bequest, if any.
- (2) A record of all expenditures by the corporation during the period and the purposes of each expenditure.
- (3) A statement of activities the corporation anticipates undertaking during the following period.

As added by P.L.1-1995, SEC.13.

IC 14-20-4-13

Donations, gifts, devises, and bequests

Sec. 13. The commission may receive and use donations, gifts, devises, and bequests for the purposes of this chapter.

As added by P.L.1-1995, SEC.13.

IC 14-20-4-14

Requests for and receipt of money; taxes or charges prohibited

Sec. 14. The commission:

- (1) may request money from the general assembly;
- (2) may receive money from other state and local governmental units or a private person or organization; and
- (3) may not levy and tax or charge.

As added by P.L.1-1995, SEC.13.

IC 14-20-4-15

Title to real property

Sec. 15. The title to real property donated, given, devised, or bequeathed to and real property purchased or otherwise acquired by the commission:

- (1) must be good and sufficient;
- (2) must be approved by the attorney general; and

(3) shall be taken in the name of the state of Indiana.
As added by P.L.1-1995, SEC.13.

IC 14-20-4-16

Deposits of money

Sec. 16. Money acquired by the commission:

- (1) is subject to Indiana law concerning the deposit and safekeeping of public money; and
- (2) shall be deposited under the advisory supervision of the state board of finance in the same way and manner, at the same rate of interest, and under the same restriction as other state money.

As added by P.L.1-1995, SEC.13.

IC 14-20-4-17

Examination and penalties regarding money

Sec. 17. The money of the commission and the accounts of each officer, employee, or other person entrusted by law with the raising, disposition, or expenditure of the money or part of the money is subject to the following:

- (1) Examination by the state board of accounts.
- (2) The same penalties and the same provision for publicity that are provided by law for state money and state officers.

As added by P.L.1-1995, SEC.13.

IC 14-20-4-18

Per diem compensation and traveling expenses

Sec. 18. (a) Each member of the commission who is not a state employee is entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). The member is also entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

(b) Each member of the commission who is a state employee is entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the member's duties as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

As added by P.L.1-1995, SEC.13.